



Office of Temporary and Disability Assistance

ANDREW M. CUOMO
Governor

MICHAEL P. HEIN
Commissioner

BARBARA C. GUINN
Executive Deputy Commissioner

December 15, 2020

Mr. Scott Logan
Social Security Administration
Office of Income Security Programs
Keys Section
2518 Robert M. Ball Building
6401 Security Boulevard
Baltimore, MD 21235

Re: 2021 Keys Amendment Certification

Dear Mr. Logan:


In compliance with the requirements of § 1616(e)(3) of the Social Security Act, the two Offices of the New York State Department of Family Assistance, the New York State Department of Health, and the three Offices of the New York State Department of Mental Hygiene have been identified as the New York State agencies with standard-setting authority for facilities in which a significant number of recipients of supplemental security income (SSI) benefits reside or are likely to reside. The Office of Temporary and Disability Assistance has been designated to prepare and submit the required Certification of Compliance to your Office.

In accordance with the above-referenced designations, the State of New York hereby certifies that it has complied with § 1616(e)(3) of the Social Security Act. It is further certified that:

- 1) As noted above, the two Offices of the Department of Family Assistance, the Department of Health, and the three Offices of the Department of Mental Health have been designated as the standard-setting authorities for facilities in which a significant number of SSI recipients reside or are likely to reside. These agencies establish, maintain, and ensure the enforcement of standards for such residential facilities.
- 2) Each standard-setting authority has made available, without charge to interested individuals, a complete set of standards for each type of facility, the procedures for enforcement, a list of facilities which have been granted waivers of standards and the justifications for such waivers, and a list of facilities which have been found to be in violation of such standards, including the details of each violation.
- 3) A summary of the content of each standard and the name and address of each standard-setting authority have been sent to the appropriate federal agencies.
- 4) Standard-setting authorities report the names and addresses of facilities still in violation of standards at the conclusion of the time period afforded those facilities for correction before residents must move out. Facilities may correct violations until they have exhausted all due process rights to challenge administrative proceedings to decertify facilities.

I trust that the foregoing satisfies the requirement for a factual statement of compliance. In support of this statement, I have attached copies of the assurances secured from each of the standard-setting authorities. If you have any questions or concerns, or if you should require further information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Barbara C. Guinn".

Barbara C. Guinn
Executive Deputy Commissioner

Attachments

cc: Nancy Boguski
Michael Hein
Krista Rock